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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : Zion Hadad  
 Serial No. : 09/498,662  
 Filed : January 28, 2000  
 For : OFDM Communication Channel  
 Art Unit : 2665  
 Preliminary class :  
 Examiner : Pham, Man U.

## AMENDMENT

Honorable Commissioner for Patents  
 Legal Instruments Examiner (LIE) + MR. MAN U. PHAM  
 U.S. Patent Office  
 Washington, D.C. 20231  
 U.S.A.

ART 2665

Sir:

This amendment is responsive to the Office Action of August 02, 2004.

The answer is being sent today, AUGUST 30, 2004 by Facsimile, to the Initial Patent Examination Division at Fax No. 703-872-9306

A copy is being sent by mail.

The amendment includes:

1. The specification starting on a new page.
2. Abstract on a separate sheet.
3. Claims with proper identifiers.

Respectfully submitted,

  
 Dr Zion Hadad, Applicant  
 48 Haalmogim Street  
 Rishon Lezion  
 Israel

zionh@runcom.co.il

09/493,662



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY  
 DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE  
 WASHINGTON, DC 20540  
[www.uspto.gov](http://www.uspto.gov)

Paper No.

## Notice of Non-Compliant Amendment (37 CFR 1.121)

The amendment document filed on 6-15-01 is considered non-compliant because it has failed to meet the requirements of 37 CFR 1.121, as amended on June 30, 2003 (see 68 Fed. Reg. 38611, Jun. 30, 2003). In order for the amendment document to be compliant, correction of the following omission(s) or provision is required. Only the section (1.121(h)) of the amendment document containing the omission or non-compliant provision must be resubmitted (in its entirety), e.g., the entire "Amendments to the claims" section of applicant's amendment document must be re-submitted.

THE FOLLOWING CHECKED (X) ELEMENT(S) CAUSE THE AMENDMENT DOCUMENT TO BE NON-COMPLIANT:

- 1. Amendments to the specification:
  - A. Amended paragraph(s) do not include markings.
  - B. New paragraph(s) should not be underlined.
  - C. Other Should be on a separate page
- 2. Abstract:
  - A. Not presented on a separate sheet. 37 CFR 1.72.
  - B. Other \_\_\_\_\_
- 3. Amendments to the drawings: \_\_\_\_\_
- 4. Amendments to the claims:
  - A. A complete listing of all of the claims is not present.
  - B. The listing of claims does not include the text of all claims (incl. withdrawn claims).
  - C. Each claim has not been provided with the proper status identifier, and as such, the individual status of each claim cannot be identified.
  - D. The claims of this amendment paper have not been presented in ascending numerical order.
  - E. Other: \_\_\_\_\_

For further explanation of the amendment forms required by 37 CFR 1.121, see MPEP Sec. 714 and the USPTO website at <http://www.uspto.gov/web/offices/pac/dapp/opla/noncompliance.html>.

If the non-compliant amendment is a PRELIMINARY AMENDMENT, applicant is given ONE MONTH from the mail date of this letter to supply the corrected section which complies with 37 CFR 1.121. Failure to comply with 37 CFR 1.121 will result in non-entry of the preliminary amendment and examination on the merits will commence without consideration of the proposed changes in the preliminary amendment(s). This notice is not an action under 35 U.S.C. 132, and this ONE MONTH time limit is not extendable.

If the non-compliant amendment is a reply to a NON-FINAL OFFICE ACTION, and since the amendment appears to be a bona fide attempt to be a reply (37 CFR 1.135(c)), applicant is given a TIME PERIOD of ONE MONTH from the mailing of this notice within which to re-submit the corrected section which complies with 37 CFR 1.121 in order to avoid abandonment. EXTENSION OF THIS TIME PERIOD ARE AVAILABLE UNDER 37 CFR 1.136(a).

If the amendment is a reply to a FINAL REJECTION, this form may be an attachment to an Advisory Action. The period for response to a final rejection continues to run from the date set in the final rejection, and is not affected by the non-compliant status of the amendment.

Marie L. Gordon  
 Legal Instruments Examiner (LIE)

703 305-4540

July 22, 2003 (rev.)



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents  
 United States Patent and Trademark Office  
 P.O. Box 145  
 Alexandria, VA 22313-1452  
[www.uspto.gov](http://www.uspto.gov)

ZION HADAD  
 48 HAALMOGIM STREET  
 RISHON LIZION  
 ISRAEL

Paper No. 9

In re Application of  
 Zion Hadad  
 Application No. 09/493,663  
 Filed: January 28, 2000  
 For: OFDM COMMUNICATION CHANNEL

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AUG 02 2004

OFFICE OF PETITIONS

DECISION GRANTING PETITION  
 UNDER 37 CFR 1.137(b)

This is a decision on the petition under 37 CFR 1.137(b), filed June 15, 2004, to revive the above-identified application.

The petition is GRANTED.

The above-identified application became abandoned for failure to reply in a timely manner to the nonfinal Office action mailed March 13, 2003, which set a shortened statutory period for reply of three (3) months. No extensions of time under the provisions of 37 CFR 1.136(a) were obtained. Accordingly, the above-identified application became abandoned on June 14, 2004.

The petition satisfies the conditions for revival pursuant to the provisions of 37 CFR 1.137(b) in that (1) a reply to the Office action of March 13, 2003; (2) the petition fee; and (3) the required statement of unintentional delay have been received. Accordingly, the reply to the nonfinal Office action of March 13, 2003 is accepted as having been unintentionally delayed.

Telephone inquiries concerning this decision should be directed to the undersigned at (703) 305-8580.

The application file is being forwarded to Technology Center AU 2665 for appropriate action on the reply received June 15, 2004.

*Frances Hicks*  
 Frances Hicks

Petitions Examiner  
 Office of Petitions  
 Office of the Deputy Commissioner  
 for Patent Examination Policy